



General Assembly

January Session, 2003

Amendment

LCO No. **6581**

SB0090006581HR0

Offered by:

REP. LABRIOLA, 131st Dist.

To: Subst. Senate Bill No. 900

File No. 318

Cal. No. 506

(As Amended by Senate Amendment Schedules "A", "B" & "C")

***"AN ACT CONCERNING COURT OPERATIONS AND TECHNICAL
REVISIONS TO CERTAIN STATUTES PERTAINING TO THE
JUDICIAL BRANCH."***

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Subsection (a) of section 54-65a of the general statutes is
4 repealed and the following is substituted in lieu thereof (*Effective*
5 *October 1, 2003*):

6 (a) Whenever an arrested person is released upon the execution of a
7 bond with surety in an amount of five hundred dollars or more and
8 such bond is ordered forfeited because the principal failed to appear in
9 court as conditioned in such bond, the court shall, at the time of
10 ordering the bond forfeited: (1) Issue a rearrest warrant or a capias
11 directing a proper officer to take the defendant into custody, (2)
12 provide written notice to the surety on the bond that the principal has

13 failed to appear in court as conditioned in such bond, except that if the
14 surety on the bond is an insurer, as defined in section 38a-660, the
15 court shall provide such notice to such insurer and not to the surety
16 bail bond agent, as defined in section 38a-660, and (3) order a stay of
17 execution upon the forfeiture for six months. When the principal
18 whose bond has been forfeited is returned to custody pursuant to the
19 rearrest warrant or a capias within six months of the date such bond
20 was ordered forfeited, the bond shall be automatically terminated and
21 the surety released and the court shall order new conditions of release
22 for the defendant in accordance with section 54-64a. When the
23 principal whose bond has been forfeited returns to court voluntarily
24 within five business days of the date such bond was ordered forfeited,
25 the court may, in its discretion, and after finding that the defendant's
26 failure to appear was not wilful, vacate the forfeiture order and
27 reinstate the bond. Such stay of execution shall not prevent the
28 issuance of a rearrest warrant or a capias."